

IN THE COURT OF APPEALS OF MARYLAND

No. 139

September Term, 2005

JOSEPH M. GETTY AND JAMES HARRIS

v.

CARROLL COUNTY BOARD OF ELECTIONS
AND DANA LEE DEMBROW

Bell, C.J.
Raker
Wilner
Cathell
Battaglia
Greene
Eldridge, John C. (Retired,
Specially Assigned),

JJ.

PER CURIAM ORDER

Filed: June 2, 2006

JOSEPH M. GETTY AND
JAMES HARRIS

v.

CARROLL COUNTY BOARD OF
ELECTIONS AND DANA LEE DEMBROW

* In the
* Court of Appeals
* of Maryland
* No. 139
* September Term, 2005

PER CURIAM ORDER

For reasons to be stated in an opinion later to be filed,
it is this 2nd day of June, 2006,

ORDERED, by the Court of Appeals of Maryland, that the
judgment of the Circuit Court for Carroll County be, and it is
hereby, vacated, and the case is remanded to the Circuit Court
for Carroll County with directions to order the Carroll County
Board of Elections that, in the absence of the enactment by
the General Assembly of Maryland, pursuant to Article VII,
§§ 1 and 2 of the Constitution of Maryland, of new legislation
for the election of Carroll County Commissioners in the 2006
elections, the 2006 elections of Carroll County Commissioners
shall be in accordance with § 3-101(a) of the Public Local
Laws of Carroll County as that subsection provided immediately
prior to the passage of Ch. 417 of the Acts of 2003. The
Circuit Court's order shall provide that, in the absence of

new legislation by the General Assembly of Maryland, as referred to above, the Board of County Commissioners of Carroll County shall consist of three Commissioners to be elected at large by the voters of Carroll County.

This Court's mandate shall issue forthwith. Costs to be divided equally among the parties.

/s/ Robert M. Bell

CHIEF JUDGE